

1 SCOTT J. SAGARIA (BAR # 217981)  
2 SCOTT M. JOHNSON (BAR #287182)  
3 SAGARIA LAW, P.C.  
4 3017 Douglas Boulevard, Suite 100  
5 Roseville, CA 95661  
6 408-279-2288 ph  
7 408-279-2299 fax

8 Attorneys for Debtor

9 UNITED STATES BANKRUPTCY COURT  
10 NORTHER DISTRICT OF CALIFORNIA  
11 SAN JOSE DIVISION

12 In re

13 TIMOTHY MICHAEL RUNNING,  
14 Debtor.

Case No. 17-50928 MEH 13

Chapter 13

15 STIPULATION RESOLVING MOTION  
16 TO VALUE PERSONAL PROPERTY

17 TIMOTHY MICHAEL RUNNING ("Debtor") and SYSTEMS & SERVICES  
18 TECHNOLOGIES, INC., servicer for MEDALLION BANK ("Secured Creditor") stipulate and  
19 agree as follows:

20 **I. STATEMENT OF FACTS**

- 21 1. Debtor filed the instant chapter 13 bankruptcy case on April 20, 2017.  
22 2. Secured Creditor holds a claim secured by a 2006 Monaco Mackenzie Starlite  
23 Trailer (the "Vehicle") in the amount of \$20,984.62.  
24 3. On May 31, 2017, Debtor filed a Motion to Value Personal Property (the "Motion")  
25 seeking to value the Vehicle at \$10,000.00.  
26 4. On June 5, 2017, Secured Creditor filed an Opposition to the Motion and Objection  
27 to Confirmation of the Chapter 13 Plan.

28 **II. STIPULATION**

5. The recitals set forth above are incorporated herein by this reference and are a  
material part of this Stipulation.  
6. Debtor and Secured Creditor stipulate that the value of the Vehicle is \$13,000.00.

1           7.       Secured Creditor shall have a secured claim in the amount **\$13,000.00** to be paid  
2 through Debtor's Chapter 13 plan.

3           8.       Secured Creditor shall receive five (5) percent interest on its secured claim

4           9.       Debtor filed an Amended Chapter 13 Plan which conforms to the terms of this  
5 stipulation.

6           10.      Entry of an Order approving this Stipulation shall constitute withdrawal of the  
7 objection to confirmation filed on June 5, 2017 and appearing on the docket at No. 15.

8  
9           IT IS SO STIPULATED AND AGREED.

10          DATED: August 21, 2017

By:



AUSTIN NAGEL, Esq.  
Attorneys for Secured Creditor  
Systems & Services Technologies, Inc., servicer  
for Medallion Bank

11  
12  
13  
14           SAGARIA LAW, P.C.

15  
16          DATED: August 17, 2017

By: /s/ Scott M. Johnson

SCOTT M. JOHNSON  
Attorney for Debtor,  
Timothy Michael Running